

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

TROVER GROUP, INC., and	§	
THE SECURITY CENTER, INC.,	§	
	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	CIVIL ACTION NO. 2:13-cv-0052
	§	JURY DEMANDED
3VR SECURITY, INC., <i>et al.</i>	§	
	§	
	§	
<i>Defendants.</i>	§	

PLAINTIFFS' SECOND AMENDED COMPLAINT

In accordance with the Docket Control Order [Dkt. No. 93] Plaintiffs Trover Group, Inc., and The Security Center, Inc., (collectively “Plaintiffs” or “Security Center”) file this, their Second Amended Complaint for patent infringement.¹ Plaintiffs assert a claim for patent infringement of U.S. Patent Nos. 5,751,345 (“the ‘345 Patent”) and 5,751,346 (“the ‘346 Patent”), copies of which are attached hereto as Exhibits “A” and “B” against Defendants Tyco Integrated Security LLC, Sensormatic Electronics, LLC, ADT LLC, 3VR Security, Inc., and March Networks Corporation under 35 U.S.C. § 271, *et seq.* In support thereof, Plaintiffs Trover Group, Inc. and Security Center, Inc. would respectfully show the Court the following:

¹ The Docket Control Order sets March 18, 2014 as the deadline to file amended pleadings. “It is not necessary to seek leave of Court to amend pleadings prior to this deadline unless the amendment seeks to assert additional patents.” Docket Control Order, p. 4. This Second Amended Complaint does not seek to assert any additional patents.

PARTIES

1. Plaintiff Trover Group, Inc. (“Trover”) is a Texas corporation with its principal place of business located at 101 East Park Blvd., Suite 600, Plano, Texas 75074. Trover was formerly known as Dozier Financial Corporation.

2. Plaintiff The Security Center, Inc. (“Security Center”) is a Texas corporation with its principal place of business located at 10750 Forest Lane, Dallas, Texas 75243. Plaintiffs Security Center and Trover are sister corporations.

3. Defendant Tyco Integrated Security LLC (“Tyco Security”) is a Delaware limited liability company with its principal place of business located at 1501 Yamato Road, Boca Raton, Florida 33431. Tyco Security does business in the State of Texas and within the Eastern District of Texas, and maintains a registered agent in Texas. Tyco Security has already been served with citation.

4. Defendant Sensormatic Electronics, LLC (“Sensormatic”) is a Nevada limited liability company, with its principal place of business located at 1501 Yamato Road, Boca Raton, Florida 33431. Sensormatic conducts business in the State of Texas and within the Eastern District of Texas. Sensormatic has already been served with citation.

5. Defendant ADT LLC (“ADT LLC”) is a Delaware limited liability company, with its principal place of business located at the same address as Tyco Security’s, that being 1501 Yamato Road, Boca Raton, Florida 33431. ADT LLC conducts business in the State of Texas and within the Eastern District of Texas. ADT LLC has already been served with citation.

6. Defendant 3VR Security, Inc. (“3VR”) is a California corporation, with its principal place of business located at 475 Brannan Street, Suite 430, San Francisco, California 94107. 3VR

does business in the State of Texas and within the Eastern District of Texas, and maintains a registered agent in Texas. 3VR has already been served with citation.

7. Defendant March Networks Corporation (“March Networks”) is a Canadian corporation with its principal place of business located at 303 Terry Fox Drive, Ottawa, Ontario, Canada K2K 3J1. March Networks has already been served with citation.

JURISDICTION AND VENUE

8. This is an action for patent infringement arising under the patent laws of the United States, Title 35, United States Code. This Court has exclusive subject matter jurisdiction over this case for patent infringement under 28 U.S.C. §§1338(a) and 2201.

9. This Court has personal jurisdiction over Defendant Tyco Security. Tyco Security conducts business within the State of Texas. Tyco Security, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. Tyco Security has purposefully and voluntarily placed infringing products in the stream of commerce with the expectation that its products will be purchased by end users in the Eastern District of Texas. Tyco Security has committed the tort of patent infringement within the State of Texas and this District. Tyco Security maintains a registered agent in Texas.

10. This Court has personal jurisdiction over Defendant Sensormatic. Sensormatic conducts business within the State of Texas. Sensormatic, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. Sensormatic has purposefully and voluntarily placed infringing products in the stream of commerce with the expectation that its products will be purchased by end users in the Eastern District of Texas.

Sensormatic has committed the tort of patent infringement within the State of Texas and this District. Sensormatic maintains a registered agent in Texas.

11. This Court has personal jurisdiction over Defendant ADT LLC. ADT LLC conducts business within the State of Texas. ADT LLC, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. ADT LLC has purposefully and voluntarily placed infringing products in the stream of commerce with the expectation that its products will be purchased by end users in the Eastern District of Texas. ADT LLC has committed the tort of patent infringement within the State of Texas and this District. ADT LLC maintains a registered agent in Texas.

12. This Court has personal jurisdiction over Defendant 3VR. 3VR conducts business within the State of Texas. 3VR, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. 3VR has purposefully and voluntarily placed infringing products in the stream of commerce with the expectation that its products will be purchased by end users in the Eastern District of Texas. 3VR has committed the tort of patent infringement within the State of Texas and this District. 3VR maintains a registered agent in the State of Texas.

13. This Court has personal jurisdiction over Defendant March Networks. Defendant March Networks conducts business within the State of Texas. March Networks, directly or through intermediaries (including distributors, retailers, and others) ships, distributes, offers for sale, sells, and advertises its products in the United States, the State of Texas, and the Eastern District of Texas. March Networks has purposefully and voluntarily placed infringing products in

the stream of commerce with the expectation that its products will be purchased by end users in the Eastern District of Texas. March Networks has committed the tort of patent infringement within the State of Texas and this District.

14. At various times relevant to this action, Tyco Security, ADT LLC (or its parent, ADT Corporation), and Sensormatic were each owned by Tyco International, Ltd. These entities, or their predecessors in interest, in turn at various times have manufactured and sold their own infringing products, as well as infringing products manufactured and/or sold by March Networks and 3VR. The relief sought herein, at least in part, is asserted against the parties jointly, severally, or in the alternative with respect to or arising out of a series of transactions or occurrences related to the making, using, importing into the United States, offering for sale, or selling of the same accused products or processes, and questions of fact common to all defendants will arise in this action.

15. Venue is proper in the Eastern District of Texas under 28 U.S.C. §§ 1391(b) and 1400.

PATENT INFRINGEMENT

16. On May 12, 1998, the United States Patent and Trademark Office (“PTO”) issued U.S. Patent No. 5,751,345 (“the ‘345 Patent”), entitled “Image Retention and Information Security System,” after full and fair examination (*see* Exhibit A). The ‘345 Patent relates generally to video monitoring systems, and in particular to such systems that store and retrieve images by use of computer equipment and digital storage.

17. On the same date, the PTO also issued U.S. Patent No. 5,751,346 (“the ‘346 Patent”), entitled “Image Retention and Information Security System,” after it too had received a full and fair examination (*see* Exhibit B). The ‘346 Patent relates generally to video monitoring

systems, and in particular to such systems that store and retrieve images by use of computer equipment and digital storage.

18. The '345 Patent includes three independent claims and six dependent claims, and the '346 Patent contains five independent and two dependent claims.

19. The '345 and the '346 Patents were originally assigned to Dozier Financial Corporation, a company owned and controlled by Charles Dozier, one of the named inventors of both patents, and his family. Plaintiff Trover, which is also owned and controlled by Dozier and his family, is the successor-in-interest to Dozier Financial Corporation and is the assignee of all rights, title and interest in and to the '345 Patent and the '346 Patent and possesses all rights of recovery under the '346 Patent. Plaintiff Security Center is also a business owned and controlled by Dozier and his family that has been granted an exclusive license of the '345 Patent and the '346 Patent from Trover. Security Center manufactures and sells the IRIS DVS and IRIS Total Vision products, which are commercial embodiments of the '345 and '346 Patents. As the exclusive licensee of the '345 Patent and the '346 Patent, Security Center has the right to enforce each patent and to recover all damages available under law. Security Center also has the right to seek injunctive relief with respect to the '345 Patent and the '346 Patent.

20. Beginning in 2006, Trover enforced the '345 and '346 Patents against two infringers, Diebold Corporation and Verint Systems, Inc. by bringing separate actions for patent infringement in the United States District Court for the Eastern District of Texas, Marshall Division in Case Nos. 2:06-cv-445-TJW-CE and 2:06-cv-532-TJW-CE. The Court held a claim construction hearing and issued a claim construction order in the Diebold case. Both cases settled, with the defendants taking licenses of the '345 and the '346 Patents.²

² Additionally Trover filed suit against Regions Bank in Case No. 2:07-cv-00547. This case was settled as part of the overall settlement with Diebold.

Infringers of the ‘345 and ‘346 Patents

21. In 1997, Tyco International Ltd. was formed through the merger of two entities – ADT Limited and Tyco International. Tyco International, Ltd. owns Tyco Security. Tyco International also owned ADT Security Services, Inc., which later became known as ADT Security Services, LLC. Upon information and belief, ADT Security Services, LLC changed its name to Tyco Security. Tyco Security engaged in the manufacture and sale of digital video recording security equipment. Over the years, Tyco Security (or its predecessors-in-interest) has carried out its security and video recording business operations and activities under various brand names including, but not limited to American Dynamics, ADT, Simplex Grinnell and Software House. Before it became known as ADT Security Services, LLC, ADT Security Services, Inc. also sold, installed and serviced video security systems for customers in the residential, commercial, educational and governmental markets. One of the video security systems that ADT Security Services, Inc. sold to customers was a system manufactured by Comtrak Technologies, LLC (“Comtrack”). ADT Security Services, Inc. and Comtrak worked together jointly to sell Comtrak manufactured video security equipment under certain brand names and/or trademarks owned by ADT Security Services, Inc., including but not limited to ADT Security Services, Inc.’s “SecurVision7” trademark. In addition, ADT Security Services, Inc. (now known as Tyco Security) and/or other subsidiaries or divisions of Tyco International have sold, installed and/or serviced video security systems manufactured by other vendors, including March Networks and 3VR. Further, Tyco International also owns Sensormatic, which has manufactured video security devices sold by Tyco Security (formerly known as ADT Security Services, Inc.) as well as for other companies. In 2012, Tyco International reorganized certain areas of its business, including its video surveillance and security systems. Most of its commercial security business is now

conducted through Tyco Security. In addition, Tyco International spun off a business unit now known as ADT Corporation, which operates through ADT, LLC. ADT LLC also sells, among other things, video surveillance and security systems to small businesses. Following this corporate reorganization, Tyco Security, has continued to sell security systems that include digital video recorders for recording and storing security-related video and images. Presently, Tyco Security's primary business segments include:

- *North America Systems Installation & Services ("NA Installation & Services")* designs, sells, installs, services and monitors electronic security systems and fire detection and suppression systems for commercial, industrial, retail, institutional and governmental customers in North America.
- *Rest of World ("ROW") Systems Installation & Services ("ROW Installation & Services")* designs, sells, installs, services and monitors electronic security systems and fire detection and suppression systems for commercial, industrial, retail, residential, small business, institutional and governmental customers in the ROW regions.
- *Global Products* designs, manufactures and sells fire protection, security and life safety products, including intrusion security, anti-theft devices, breathing apparatus and access control and video management systems, for commercial, industrial, retail, residential, small business, institutional and governmental customers worldwide, including products installed and serviced by the NA and ROW Installation & Services segments.

22. Since being separated from Tyco International, ADT LLC boasts of being a leading provider of electronic security, interactive home and business automation and related services. ADT LLC claims to serve more than six million customers, including many small businesses, making it one of the most well-known brands in the security industry.

23. 3VR claims to enable organizations to be able to search mine and leverage video to bolster security and to identify and mitigate fraud. 3VR offers Video Management Software, Network Video Recorders and Video Analytics to serve its customers, including leading banks and retailers.

24. March Networks holds itself out as being a leading provider of intelligent IP video and business analytics designed to help organizations reduce losses, mitigate risks and improve security and operational efficiency.

25. Among the commercial customers to whom Tyco Security (through its own name or previously as ADT Security Services, Inc.) has sold video security systems have been a number of banks located throughout Texas as well as the rest of the country. For example, Tyco Security (and/or ADT Security Services, Inc.) has installed video security systems at several thousand automated teller machine (“ATM”) locations across the United States, including Texas and within the Eastern District of Texas. In addition, Tyco Security products sold under the brand name of American Dynamics have been sold to and installed at the Red River Army Depot in Texarkana, Texas. Likewise, it is believed that the Bank of America in Henderson, Texas is, or has been, equipped with video security systems sold and/or serviced by Tyco Security and/or ADT Security Services, Inc.. The video security systems sold, installed and serviced by Tyco Security and by ADT Security Services, Inc., including, but not limited to those manufactured by March Networks and 3VR, infringe both the ‘345 and the ‘346 patents.

The Defendants Have Each Possessed Knowledge of the ‘345 and ‘346 Patents

26. The Security Center has consistently marked its IRIS DVS and IRIS Total Vision products with the patent numbers for each patent since the ‘345 and ‘346 Patents were first issued. Further, on August 10, 2000, Trover’s predecessor, Dozier Financial Corporation, sent letters to ADT specifically informing it of the ‘345 and ‘346 Patents.

27. The ‘345 Patent has been cited as prior art with respect to 13 patent applications considered by the PTO. More significantly, the ‘346 Patent has been cited as prior art with respect to 68 patent applications. The ‘346 Patent was cited by the patent examiner as prior art to U.S. Patent No. 7,116,353 that was originally issued to ESCO Technologies, Inc. (the original

manufacturer of the Comtrak line of products) and later assigned to ADT Services, AG, a Tyco International entity. Further, on or about August 10, 2000, Trover sent two notice letters addressed to Randy Dunn and to Chris Thomas at ADT advising them of the '345 and '346 Patents. *See* Exhibits "C" and "D".

28. 3VR gained knowledge of the '345 and '346 Patents through, among other things, an employee named Mike Markwood ("Markwood"). Before becoming employed with 3VR, Markwood had been employed by the Security Center from July 2001 until November of 2006. In his employment with the Security Center, Markwood sold the IRIS systems to various customers. Markwood was familiar with the IRIS systems, the technologies covered by the '345 and '346 Patents, and the patents themselves. Upon information and belief, when he went to work for 3VR, Markwood disclosed the information he knew related to the '345 and '346 Patents, as well as other proprietary and confidential information to 3VR. (Indeed, Markwood even misappropriated an internet domain name related to the IRIS product line and that rightfully belonged to the Security Center. In 2011, the Security Center had to file an action with the World Intellectual Property Organization to force Markwood to surrender the domain name back to the Security Center.) 3VR also knew about the '345 and '346 Patents as a result of meetings between representatives of 3VR and the Security Center during which the patents, and how they covered aspects of 3VR's products, were specifically discussed. One such meeting occurred in Las Vegas in March of 2007 during the ISC West trade show when Charles Dozier met with Steve Russell, then 3VR's president, to discuss the patents and their application to 3VR's products. In addition, 3VR has had specific knowledge about the Security Center's IRIS products, and has possessed documents from the Security Center about its IRIS product that have included the patent numbers for the '345 Patent and the '346 Patent. Further, 3VR has competed directly with the Security Center to replace IRIS

products with its own infringing products. For example, the BBVA Compass Bank located in Marshall, Texas formerly used IRIS equipment to monitor and record events and transactions. Upon information and belief, the IRIS equipment has been replaced with infringing equipment supplied by 3VR.

29. In 1998, the Security Center had installed its IRIS system to be evaluated with First Union Bank. First Union Bank was also evaluating similar equipment from other competing companies, including March Networks. Upon information and belief, while March Networks was competing with the Security Center for business from First Union, March Networks had direct access to the IRIS equipment and accompanying manuals that had been supplied by the Security Center. The IRIS equipment and manuals were all clearly marked with the patent numbers for the '345 and the '346 Patents. By having such access to the IRIS equipment and manuals, March Networks acquired knowledge of the '345 and '346 Patents.

30. In addition, upon information and belief, March Networks gained knowledge of the '345 and '346 Patents through its president and CEO, Peter Strom. Before joining March Networks, Peter Strom was a vice president with a company known as Mosler, Inc. Mosler was a systems integrator that purchased the IRIS DVR from Security Center to install with a number of its customers. Each of the IRIS DVR units purchased by Mosler were clearly marked with the patent numbers of the '345 and '346 patents. Further, Charles Dozier from Security Center made several presentations to large groups of Mosler employees regarding the IRIS DVR. Upon information and belief, Strom attended at least one of these presentations. During the presentations, Dozier distributed brochures describing the IRIS DVR system, and listing the patent numbers for the '345 and '346 Patents. Dozier also discussed the patents during his presentations.

The information and knowledge that Strom gained while working for Mosler about the IRIS DVR and the ‘345 and ‘346 Patents was knowledge that he took with him to March Networks.

COUNT ONE: PATENT INFRINGEMENT BY TYCO

31. Trover and the Security Center reallege paragraphs 1 through 30 herein.

32. Defendant Tyco Security, has infringed and continues to infringe the ‘345 and the ‘346 Patents by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, and/or by undertaking processes and methods embodying the patented inventions without authority. By way of example, and without limitation, Tyco Security sells within the United States digital video recorders, “hybrid” video recorders and network video recorders, including the Intellex Digital Video Management Systems (Intellex Ultra, Intellex DVMS, Intellex LT and Intellex IP). Tyco Security also sells within the United States IP cameras, including the Illustra 600 Series High-Definition IP Cameras, IP Mini-Dome Fixed Cameras, IP Box Cameras, Illustra 400 IP HD Bullet Camera and Illustra 600 IP HD Bullet Camera. A complete list of Tyco Accused Products, as presently known, was included as Exhibit C to Plaintiffs’ LPR 3-1 and 3-2 Infringement contentions, and which is incorporated herein by reference.

33. By manufacturing and selling these products, Tyco Security directly infringes the ‘345 and the ‘346 Patents, literally or through the doctrine of equivalents. In addition, Tyco Security is actively, intentionally, and/or knowingly inducing or contributing to the infringement of the ‘345 and the ‘346 Patents by others.

34. There are no substantial uses of the systems, products and/or devices made, used, sold or offered for sale by Tyco Security that do not infringe the ‘345 and/or the ‘346 Patents.

35. Tyco Security's infringement of the '345 and the '346 Patents has been and continues to be willful.

36. Unless enjoined by this Court, Tyco Security will continue to infringe the '345 and the '346 Patents through its sales of these products.

COUNT TWO: PATENT INFRINGEMENT BY SENSORMATIC

37. Trover and the Security Center reallege paragraphs 1 through 36 herein.

38. Defendant Sensormatic has infringed and continues to infringe the '345 and the '346 Patents by making, using, selling and offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, and/or by undertaking processes and methods embodying the patented inventions without authority. Sensormatic sells and has sold various infringing products. A complete list of Sensormatic Accused Products, as presently known, was included as Exhibit C to Plaintiffs' LPR 3-1 and 3-2 Infringement contentions, which is incorporated herein by reference.

39. By selling these products, Sensormatic directly infringes the '345 and the '346 Patents, literally or through the doctrine of equivalents. In addition, Sensormatic is actively, intentionally, and/or knowingly inducing or contributing to the infringement of the '345 and the '346 Patents by others.

40. There are no substantial uses of the systems, products and/or devices made, used, sold or offered for sale by Sensormatic that do not infringe the '345 and/or the '346 Patents.

41. Sensormatic's infringement of the '345 and the '346 Patents has been and continues to be willful.

42. Unless enjoined by this Court, Sensormatic will continue to infringe the '345 and the '346 Patents.

COUNT THREE: PATENT INFRINGEMENT BY ADT LLC

43. Trover and the Security Center reallege paragraphs 1 through 42 herein.

44. Defendant ADT LLC has infringed and continues to infringe the ‘345 and the ‘346 Patents by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, and/or by undertaking processes and methods embodying the patented inventions without authority. ADT LLC sells and has sold various infringing products manufactured and sold by various other companies. A complete list of ADT Accused Products, as presently known, was included as Exhibit C to Plaintiffs’ LPR 3-1 and 3-2 Infringement contentions, which is incorporated herein by reference.

45. By selling these products, ADT LLC directly infringes the ‘345 and the ‘346 Patents, literally or through the doctrine of equivalents. In addition, ADT LLC is actively, intentionally, and/or knowingly inducing or contributing to the infringement of the ‘345 and the ‘346 Patents by others.

46. There are no substantial uses of the systems, products and/or devices made, used, sold or offered for sale by ADT LLC that do not infringe the ‘345 and/or the ‘346 Patents.

47. ADT LLC’s infringement of the ‘345 and the ‘346 Patents has been and continues to be willful.

48. Unless enjoined by this Court, ADT LLC will continue to infringe the ‘345 and the ‘346 Patents.

COUNT FOUR: PATENT INFRINGEMENT BY 3VR SECURITY, INC.

49. Trover and the Security Center reallege paragraphs 1 through 30 herein.

50. Defendant 3VR Security, Inc. has infringed and continues to infringe the ‘345 and the ‘346 Patents by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, and/or by undertaking processes and

methods embodying the patented inventions without authority. By way of example, and without limitation, 3VR manufactures and/or sells within the United States “hybrid” and network video recorders including the S-Series NVR & HVR, SRS-0435-0500 S Series Hybrid, P-Series NVR & HVR, WFP-1680-0500 Wells Fargo Custom P Series SmartRecorder, WFP-2480-1000 24-ch Hibrid, X-Series NVR, Server Class NVR & HVR, and the Enterprise Appliance. A complete list of 3VR Accused Products, as presently known, was included as Exhibit C to Plaintiffs’ LPR 3-1 and 3-2 Infringement contentions, which is incorporated herein by reference.

51. By selling these products, 3VR directly infringes the ‘345 and the ‘346 Patents, literally or through the doctrine of equivalents. In addition, 3VR is actively, intentionally, and/or knowingly inducing or contributing to the infringement of the ‘345 and the ‘346 Patents by others.

52. There are no substantial uses of the systems, products and/or devices made, used, sold or offered for sale by 3VR that do not infringe the ‘345 and/or the ‘346 Patents.

53. 3VR’s infringement of the ‘345 and the ‘346 Patents has been and continues to be willful.

54. Unless enjoined by this Court, 3VR will continue to infringe the ‘345 and the ‘346 Patents.

COUNT FIVE: PATENT INFRINGEMENT BY MARCH NETWORKS

55. Trover and the Security Center reallege paragraphs 1 through 30 herein.

56. Defendant March Networks has infringed and continues to infringe the ‘345 and the ‘346 Patents by making, using, selling, or offering for sale in the United States, including in the Eastern District of Texas, systems, products and devices, and/or by undertaking processes and methods embodying the patented inventions without authority. By way of example, and without limitation, March Networks sells within the United States digital video recorders and “hybrid” network video recorders, including the Model 3108 Digital Video Server, the 7532 Hybrid NVR,

4332/4324 C Hybrid NVR, 4000 C Series NVR, 3204 DVR and 3108 DVR. March Networks also sells within the United States IP cameras, including the MegaPX MicroDome, MegaPX 5 MP, MegaPX WDR, MegaPX WDR MiniDome Camera, MegaPX WDR NanoDome, MegaPX 720p and 1080p HD Cameras, and MDome HD PTZ Cameras. A complete list of March Networks Accused Products, as presently known, was included as Exhibit C to Plaintiffs' LPR 3-1 and 3-2 Infringement contentions, which is incorporated herein by reference.

57. By selling these products, March Networks directly infringes the '345 and the '346 Patents, literally or through the doctrine of equivalents. In addition, March Networks is actively, intentionally, and/or knowingly inducing or contributing to the infringement of the '345 and the '346 Patents by others.

58. There are no substantial uses of the systems, products and/or devices made, used, sold or offered for sale by March Networks that do not infringe the '345 and/or the '346 Patents.

59. March Networks' infringement of the '345 and the '346 Patents has been and continues to be willful.

60. Unless enjoined by this Court, March Networks will continue to infringe the '345 and the '346 Patents.

MISCELLANEOUS

61. The Plaintiffs have satisfied all conditions precedent to filing this action, or any such conditions that have not been satisfied have been waived.

62. Through this pleading, the Plaintiffs have not elected any one remedy to which they may be entitled, separately or collectively, over any other remedy.

63. The Defendants have acted in concert with each one another, and as such are subject to joint and several liability.

RELIEF

Plaintiffs Trover Group and Security Center respectfully request the following relief:

- A. That the Court issue a preliminary injunction against Tyco Security, ADT LLC, 3VR, March Networks, and Sensormatic enjoining each from making, using, selling, or offering for sale in the United States any products, and from undertaking any processes or methods embodying the patented inventions claimed in the '345 and/or the '346 Patents during the pendency of this case;
- B. That the Court issue a permanent injunction against Tyco Security, ADT LLC, 3VR, March Networks, and Sensormatic from making, using, selling, or offering for sale in the United States any products, and from undertaking any processes or methods embodying the patented inventions or designs claimed in the '345 and/or '346 Patents;
- C. That the Court award damages to Plaintiffs Trover Group and Security Center to which each is entitled;
- D. That the Court find that each defendant has willfully infringed the '345 and/or '346 Patents;
- E. That the Court award to the Plaintiffs Trover Group and Security Center enhanced damages of up to three times the amount of their actual damages;
- F. That the Court declare this to be an "exceptional" case under 35 U.S.C. § 285;
- G. That the Court award pre-judgment and post-judgment interest on such damages at the highest rates allowed by law;
- H. That the Court award Plaintiffs Trover Group and Security Center their costs and attorneys' fees incurred in this action; and
- I. That the Court award such other and further relief, at law or in equity, as the Court deems just and proper.

A JURY TRIAL IS DEMANDED BY PLAINTIFFS TROVER GROUP, INC. AND
SECURITY CENTER, INC.

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned certifies that on January 24, 2014 all counsel of record who consent to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV5(a)(3) or, otherwise, as required by federal and/or local rules.

/s/ Diane Page

Diane Page